

1                   **IN THE UNITED STATES DISTRICT COURT**  
2                   **FOR THE SOUTHERN DISTRICT OF MISSISSIPPI**  
3                   **SOUTHERN DIVISION**  
4

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6           **ALLEN DOUGLAS HALE, III,**  
7           **Plaintiff,**

8           **VERSUS**                   **CIVIL ACTION NO: 1:16-cv-113-LG-RHW**

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10          **CITY OF BILOXI, MISSISSIPPI;**  
11          **KENNETH GARNER, Individually;**  
12          **DARREN LEA, Individually; and**  
13          **JOHN AND JANE DOES 2-10,**  
14          **Individually,**  
15          **Defendants.**

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16                   **30 (b) (6) DEPOSITION OF CITY OF BILOXI**

17                   **DESIGNEE: JOHN B. MILLER**

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19           Taken at Biloxi Public Safety Building,  
20           170 Porter Avenue, Biloxi, Mississippi,  
21           on Wednesday, November 2, 2016, beginning  
22           at 2:40 p.m.  
23  
24  
25

1 stuff?

2 A. There's some of both done. A lot of  
3 classroom. There is some role playing  
4 occasionally done.

5 Q. And is all of that done in-house, as  
6 well?

7 A. Much of it, yes. Keep in mind, we do  
8 still send officers away to different schools, and  
9 a lot of times they'll get some training there,  
10 also.

11 Q. If certain officers are found in  
12 violation of these policies, do you send them to  
13 additional training?

14 A. Depends on what the violation is. You  
15 can't write a policy to cover every incident.  
16 Just like not saying "taser, taser, taser," even  
17 though we train that, that's not something that I  
18 would discipline somebody over, simply for not  
19 saying "taser, taser, taser." If they tell  
20 someone, I'm about to tase you, it's there. What  
21 they're trying to infer to them is there.

22 So you can't write a policy to cover  
23 every individual instance, so we have to structure  
24 our policies so that we're -- really the policy is  
25 more for the officer, to give him a direction to

1 go and make him understand, or try to understand,  
2 that this is what we expect out of this.

3 Q. I understand. And so what you're saying  
4 is, you know, under no circumstances would you  
5 discipline an officer for not saying "taser,  
6 taser, taser"?

7 A. Yeah, more than likely not.

8 MR. HOLDER: Can we take a quick break?

9 MR. ROS: Sure.

10 - - -

11 (Off the record.)

12 BY MR. HOLDER:

13 Q. All right, Chief Miller. I'm going to  
14 direct you to Interrogatory Number 13 and the  
15 City's Responses to the First Set of  
16 Interrogatories Propounded by the Plaintiff that  
17 is on Page 7.

18 MR. ROS: Sorry. You're reading my  
19 copy, which has my notes on it.

20 BY MR. HOLDER:

21 Q. If you would, please, ignore his notes,  
22 that would be great.

23 In response to any reprimands for  
24 Sergeant Garner, about halfway down -- a little  
25 more than halfway down, there is a -- and I'll